PTO/SB/25 (09-04)

Approved for use through 07/31/2006.

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE or the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

THE ERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number (Optional) I-2-0469.1US

In re Application of: Xiaochun Xu Fisher	
Application No.: 10/747,733	
Filed: December 29, 2003	
METHOD FOR IMPLEMENTING FAST DYNAMIC CHANNEL ALLOCATION ESCAPE MECHANISM For:	M IN RADIO RESOURCE MANAGEMENT
The owner*, InterDigital Technology Corporation , of 100 percent except as provided below, the terminal part of the statutory term of any patent granted the expiration date of the full statutory term of any patent granted on pending reference on December 31, 2003**, as such term is defined in 35 U.S.C. 154 and 173, and application may be shortened by any terminal disclaimer filed prior to the grant of any patent yagrees that any patent so granted on the instant application shall be enforceable granted on the reference application are commonly owned. This agreement runs with binding upon the grantee, its successors or assigns. "Additional Application Numbers and File	Application Number 10/750.129**, filed as the term of any patent granted on said reference atent on the pending reference application. The owner early for and during such period that it and any patent in any patent granted on the instant application and is
In making the above disclaimer, the owner does not disclaim the terminal part of any extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 application, "as the term of any patent granted on said reference application may be signant of any patent on the pending reference application," in the event that: any such parexpires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a continuation of its full statutory term as shortened by any terminal distance of the expiration of its full statutory term as shortened by any terminal distance.	and 173 of any patent granted on said reference shortened by any terminal disclaimer filed prior to the stent: granted on the pending reference application: court of competent jurisdiction, is statutorily disclaimed examination certificate, is reissued, or is in any manner
Check either box 1 or 2 below, if appropriate.	
1. For submissions on behalf of a business/organization (e.g., corporation, partner etc.), the undersigned is empowered to act on behalf of the business/organization	
I hereby declare that all statements made herein of my own knowledge are to belief are believed to be true; and further that these statements were made with the known made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 statements may jeopardize the validity of the application or any patent issued thereon.	nowledge that willful false statements and the like so
2. The undersigned is an attorney or agent of record. Reg. No. 41,034	
the I fel	V-7- 2006
Signature	Date
Steven J. Gelman	
Typed or printed	
	215-568-6400
_	Telephone Number
X Terminal disclaimer fee under 37 CFR 1.20(d) is included.	
WARNING: Information on this form may become public. Cred be included on this form. Provide credit card information and	
	11/10/2000 01/2012
	01 FC:1814 130.00 DA
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assig Form PTO/SB/96 may be used for making this statement. See MPEP § 324.	gnee (owner).

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

Docket Number: I-2-0469.1US

In re Application of:

Xiaochun Xu Fisher

Application No.:

10/747,733

Filed:

December 29, 2003

For:

METHOD FOR IMPLEMENTING FAST DYNAMIC CHANNEL ALLOCATION ESCAPE MECHANISM IN RADIO RESOURCE MANAGEMENT

** Additional Prior Patent Applications:

10/744,800 filed December 23, 2003

10/747,297 filed December 29, 2003

10/750,135 filed December 31, 2003